

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF RHODE ISLAND

BEFORE THE HONORABLE JOHN J. McCONNELL, JR.,
DISTRICT JUDGE

(Change of Plea Hearing)

APPEARANCES:

FOR THE GOVERNMENT: LEE VILKER, AUSA
U.S. Attorney's Office
50 Kennedy Plaza
Providence, RI 02903

FOR THE DEFENDANT: MATTHEW S. DAWSON, ESQ.
Lynch & Pine
One Park Row, 5th Floor
Providence, RI 02903

Court Reporter: Karen M. Wischnowsky, RPR-RMR-CRR
One Exchange Terrace
Providence, RI 02903

1 11 OCTOBER 2018 -- 10:30 A.M.

2 THE COURT: Good morning, everyone. We are here
3 this morning for an arraignment and a change of plea in
4 the case of the United States versus Thomas Goodman,
5 Criminal Action 18-141.

6 Would counsel identify themselves for the
7 record, please.

8 MR. VILKER: Lee Vilker, Assistant United States
9 Attorney, for the Government.

10 THE COURT: Good morning, Mr. Vilker.

11 MR. DAWSON: Good morning, your Honor. Matthew
12 Dawson for Mr. Goodman.

13 THE COURT: Good morning, Mr. Dawson.

14 Good morning, Mr. Goodman.

15 THE DEFENDANT: Good morning.

16 THE COURT: Mr. Goodman, we're here first to
17 arraign you on a nine-count Information that the
18 Government filed on October 4th, 2018, against you.

19 Before I inform you about the charges that the
20 Government has brought via that Information, I need to
21 explain that you have certain rights that I want to go
22 over with you, and the first is your right to remain
23 silent.

24 That means you do not have to say anything about
25 the charges against you or anything involving -- you

1 don't have to say anything, period. You have a right
2 to remain silent. In fact, you can start talking. If
3 you were to start talking, you would have a right to
4 stop at any time and assert your right to remain
5 silent. However, you do need to know that if you do
6 say anything, that anything you say can be used against
7 you.

8 Do you understand your right to remain silent
9 and how to effectuate it?

10 THE DEFENDANT: Yes, I do.

11 THE COURT: Okay. You also have a right to
12 counsel at every step of the proceedings. You have a
13 right to hire your own counsel if you wanted to or, as
14 we have in this case, the Court will appoint counsel
15 for you if you can't otherwise afford it. Do you
16 understand that right as well?

17 THE DEFENDANT: Yes, I do.

18 THE COURT: And the Court, I believe, has
19 previously found you eligible for Court-appointed
20 counsel and appointed Matthew Dawson as your attorney.
21 Do you consent to that appointment?

22 THE DEFENDANT: I do.

23 THE COURT: And you have a right to his advice
24 and counsel and guidance throughout all of these
25 proceedings. Do you understand that as well?

1 THE DEFENDANT: Yes, I do.

2 THE COURT: And you specifically have a right to
3 have Mr. Dawson with you any time the Government speaks
4 to you. So if the Government attempts to speak to you
5 without your lawyer present, all you have to do is say,
6 "I don't want to say anything until my lawyer is
7 present," or, "Get my lawyer," or something like that,
8 and the Government will have to stop speaking to you at
9 that time and we'll get your attorney. Do you
10 understand that as well?

11 THE DEFENDANT: I do.

12 THE COURT: So you're here because the United
13 States has brought an Information against you charging
14 you with Counts I through VIII, which concerns sexual
15 exploitation of a minor, and Count IX, which has to do
16 with possession of child pornography.

17 Mr. Dawson, have you and your client received a
18 copy of the Information?

19 MR. DAWSON: We have.

20 THE COURT: And do you believe your client
21 understands the nature of those charges?

22 MR. DAWSON: I do.

23 THE COURT: Mr. Goldman (sic), let me go over
24 them in this fashion. Counts I through VIII are
25 similar and charge sexual exploitation of a minor in

1 violation of Title 18 United States Code 2251.

2 It charges you on various dates, and I'll go
3 through those dates, each of the eight counts, that in
4 the District of Rhode Island, that you did employ, use,
5 persuade, induce, entice and coerce a minor, to wit,
6 Minor Victim Number 1, a minor child, to engage in
7 sexually explicit conduct for the purpose of producing
8 a visual depiction of such conduct knowing and having
9 reason to know that such visual depiction would be
10 transported or transmitted using any means and facility
11 of interstate or foreign commerce.

12 Count I charges that action on December 19th,
13 2007; Count II charges it on April 20th, 2013;
14 Count III charges it on December 19th, 2007; Count IV
15 charges it on June 9th, 2010; Count V charges it on
16 October 8th, 2016; Count VI charges it on September
17 23rd, 2017; Count VII charges it on June 20th, 2010;
18 and Count VIII charges it on August 8th, 2010.

19 In addition, Count IX charges you with
20 possession of child pornography such that on or about
21 May 24th, 2018, in the District of Rhode Island, you
22 did knowingly possess one or more books, magazines,
23 periodicals, films, videotapes and other material that
24 contained visual depictions of minors engaged in
25 sexually explicit conduct that had been transported

1 using any means or facility of interstate or foreign
2 commerce, all in violation of 18 U.S.C. Section
3 2252(a)(4)(B) and (b)(2).

4 In addition, the Information contains forfeiture
5 allegations.

6 Mr. Goldman (sic), with that said and with your
7 copy of the Information and with discussion with
8 counsel, do you understand the charges the Government
9 has brought against you in this nine-count Information?

10 THE DEFENDANT: Yes.

11 THE COURT: Now, I understand, Mr. Goldman
12 (sic), from your signing the --

13 THE CLERK: Goodman.

14 THE COURT: Goodman. I'm sorry. I apologize.
15 Mr. Goodman, I understand in signing the plea agreement
16 that you've waived your right to an Indictment by way
17 of grand jury in this case.

18 Has your lawyer explained to you your right to
19 be indicted by a grand jury?

20 THE DEFENDANT: Yes, he has.

21 THE COURT: Okay. And did he answer all of your
22 questions about that?

23 THE DEFENDANT: Yes.

24 THE COURT: So let me just briefly review that
25 with you. A grand jury is at least 12 people who hear

1 evidence put on by the Government and determine whether
2 there is probable cause for you to be indicted for all
3 or any of the charges that the Government presents to
4 the grand jury.

5 Now, it's possible after hearing all of the
6 evidence that the grand jury might come back with what
7 we call no true bill, meaning no probable cause as to
8 one or all of the charges.

9 Do you understand that by waiving your right to
10 have your case presented to a grand jury and to be
11 charged by way of Indictment that you're giving up the
12 possibility that the grand jury could come back with no
13 probable cause finding? Do you understand that?

14 THE DEFENDANT: I do.

15 THE COURT: And if that were the case, there
16 would be no charges against you. Do you understand
17 that as well?

18 THE DEFENDANT: Yes.

19 THE COURT: And based on that explanation and in
20 consultation with your attorney, is it still your
21 desire to waive your right to be indicted by way of --
22 to be charged by way of a grand jury Indictment?

23 THE DEFENDANT: Yes.

24 THE COURT: This Court finds that your waiver of
25 your right to a grand jury Indictment is made

1 voluntarily and knowingly.

2 And I'm going to ask Ms. McGuire now to give you
3 a waiver of Indictment form and ask you to review it,
4 discuss it with your attorney if need be and then, if
5 you agree with it, to sign it and have your attorney
6 sign it as well.

7 (Pause)

8 THE COURT: This Court has observed the
9 Defendant consult with his attorney concerning the
10 waiver of Indictment form and has observed Mr. Goodman
11 and Mr. Dawson voluntarily signing the waiver of
12 Indictment form. So the Court will affix its signature
13 on the form and ask Ms. McGuire to file it on the
14 record. Thank you.

15 Mr. Goodman, would you now stand and be sworn in
16 by Ms. McGuire while we begin the change of plea
17 portion of this hearing.

18 (Defendant sworn)

19 THE CLERK: Please state your name for the
20 record and spell your last name.

21 THE DEFENDANT: Thomas Goodman, G-O-O-D-M-A-N.

22 THE COURT: You can be seated now. Thanks.

23 Mr. Goodman, you're now under oath, and that
24 requires you to give me truthful answers to the
25 questions I ask. Do you understand that?

1 THE DEFENDANT: Yes.

2 THE COURT: If I ask you a question that you
3 don't understand or you want further clarification, you
4 just let me know, and I'll be glad to try and do that.

5 And if at any time, even before answering a
6 question, you want to confer with your attorney, you
7 let me know, and I'll give you that opportunity. All
8 right?

9 THE DEFENDANT: Yes.

10 THE COURT: Now, Mr. Goodman, you signed a plea
11 agreement in this case. Do you remember signing that
12 plea agreement?

13 THE DEFENDANT: Yes.

14 THE COURT: And did you sign that plea agreement
15 after you thoroughly reviewed it with your attorney?

16 THE DEFENDANT: Yes.

17 THE COURT: And did you sign that plea agreement
18 voluntarily?

19 THE DEFENDANT: Yes.

20 THE COURT: Mr. Goodman, how old are you, sir?

21 THE DEFENDANT: Forty-five.

22 THE COURT: And how far did you go in school?

23 THE DEFENDANT: I graduated high school.

24 THE COURT: And have you been treated recently
25 for any mental illness or addiction to narcotic drugs?

1 THE DEFENDANT: No.

2 THE COURT: As you sit here today, are you under
3 the influence of any drugs, medication or alcoholic
4 beverages of any kind?

5 THE DEFENDANT: Medication.

6 THE COURT: Could you tell me what medications
7 you are on now.

8 THE DEFENDANT: Paxil and Buspar and another one
9 for -- Paxil, Buspar and another one for high blood
10 pressure. I'm not sure of the name of it.

11 THE COURT: Why don't you just briefly tell
12 me -- first tell me when is the last time you took
13 Paxil?

14 THE DEFENDANT: This morning.

15 THE COURT: And what is -- what do you take
16 Paxil for in general?

17 THE DEFENDANT: Antidepressant.

18 THE COURT: And does or has the taking of Paxil
19 affected your ability to think clearly?

20 THE DEFENDANT: No.

21 THE COURT: Does it alter your mind in any
22 appreciable way that allows you to make informed
23 decisions for yourself?

24 THE DEFENDANT: If anything, it helps me think
25 more clearly.

1 THE COURT: Okay. Great. And how about the
2 Buspar?

3 THE DEFENDANT: Anxiety.

4 THE COURT: Same questions as to those -- as to
5 that.

6 THE DEFENDANT: Helps me more.

7 THE COURT: It helps you think more clearly?

8 THE DEFENDANT: Yes.

9 THE COURT: And when's the last time you took
10 Buspar?

11 THE DEFENDANT: This morning.

12 THE COURT: And the high blood pressure pill,
13 does that affect your ability to think at all?

14 THE DEFENDANT: Not that I'm aware of.

15 THE COURT: Okay. Great. Thank you. Now,
16 we've already discussed the Information. That's the
17 written charges that the Government brings against you.
18 Have you discussed that Information fully and
19 completely with your attorney?

20 THE DEFENDANT: Yes.

21 THE COURT: And did he answer all of your
22 questions about the Information?

23 THE DEFENDANT: Yes.

24 THE COURT: And are you satisfied with the
25 representation that you've received from Mr. Dawson in

1 this case?

2 THE DEFENDANT: Yes.

3 THE COURT: Now, Mr. Goodman, you have certain
4 rights under the Constitution and laws of this country
5 that you'll give up if you change your plea to guilty
6 to this -- to these nine counts.

7 One right we already have gone over that you
8 never give up, and that's the right to counsel
9 throughout all of the proceedings; but you have a right
10 to also continue to plead not guilty as you have so far
11 in this case. If you were to continue to plead not
12 guilty, you'd be entitled to a trial by a jury.

13 At that trial you'd be presumed to be innocent,
14 and the Government would have to prove each and every
15 element of each of the charges it brings against you
16 beyond a reasonable doubt.

17 At that trial you'd have a right to see and
18 hear, confront, have your lawyer cross-examine all of
19 the witnesses and the evidence that the Government
20 would put on in order to prove its case against you.

21 At that trial you'd have a right to present a
22 defense. In fact, you could subpoena people, require
23 them to come to court and testify in your defense.

24 Also at that trial you would have a right to
25 testify; but, more importantly, you would not have to

1 testify. And if you chose not to testify, that fact
2 could not be used against you in any way by the jury or
3 the Court; but if you change your plea to guilty,
4 you're going to give up all of these rights and there
5 will be no trial.

6 Do you understand that you have these rights and
7 that if you change your plea to guilty you'll give up
8 these rights?

9 THE DEFENDANT: Yes, I do.

10 THE COURT: Has anyone in any way attempted to
11 force you to plead guilty or threatened you in any way
12 to get you to plead guilty?

13 THE DEFENDANT: No.

14 THE COURT: Has anyone made any promises or
15 assurances to you other than what's contained in the
16 plea agreement to get you to plead guilty to these
17 charges?

18 THE DEFENDANT: No.

19 THE COURT: So are you knowingly and voluntarily
20 today changing your plea to guilty because you've
21 determined it's in your best interest at this time to
22 do so?

23 THE DEFENDANT: Yes.

24 THE COURT: Now, the maximum penalties that the
25 Court could impose at the time of sentencing are as

1 follow: Each of the first eight counts, each one of
2 them carry with it a maximum penalty of 30 years and a
3 minimum penalty of 15 years, each of them carry with it
4 a maximum fine of \$250,000, each has a minimum of five
5 years of supervised release up to a lifetime of
6 supervised release, each carries with it a \$100
7 mandatory special assessment, and each carries with it
8 an additional assessment under these charges for an
9 additional \$5,000 absent a finding by the Court.

10 As to Count IX, the maximum penalty is 20 years,
11 maximum fine is \$250,000, the term of supervised
12 release again is a minimum of five years with a maximum
13 of life, and there will be the \$100 mandatory special
14 assessment and the additional \$5,000 assessment if the
15 Court does not make certain findings.

16 Now, Mr. Goodman, if the Court were to impose
17 the maximum sentence as to each of the counts and if
18 the Court were to require that those sentences be
19 served consecutively, that means one after the other,
20 then the maximum term of imprisonment is 260 years, the
21 maximum fine is \$2,250,000, there's a lifetime of
22 supervised release, there will be a \$900 special
23 assessment, and there could be a \$45,000 additional
24 assessment if the Court doesn't make certain findings,
25 and there will be at a minimum 15 years of

1 imprisonment.

2 Do you understand that these are the maximum
3 penalties and the minimum penalties that the Court can
4 and must impose at the time of sentencing?

5 THE DEFENDANT: Yes, I do.

6 THE COURT: Do you also understand that as part
7 of supervised release that if you violate any condition
8 of supervised release, that further prison time can be
9 brought upon you? Do you understand that as well?

10 THE DEFENDANT: Yes, I do.

11 THE COURT: Mr. Goodman, are you a citizen of
12 the United States?

13 THE DEFENDANT: Yes.

14 THE COURT: As a U.S. citizen, you have certain
15 valuable civil rights that you could lose by pleading
16 guilty to these felonies. You could lose the right to
17 vote, the right to hold public office, the right to
18 serve on a jury and the right to possess any kind of
19 firearm or ammunition.

20 Do you understand that could you lose these
21 valuable civil rights if you plead guilty to these
22 felonies?

23 THE DEFENDANT: Yes, I do.

24 THE COURT: Now, Mr. Goodman, I want you to
25 understand how the Court would go about determining an

1 appropriate sentence in your case.

2 At some point after this hearing, a probation
3 officer will come out to the Wyatt and interview you.
4 You have a right to have your attorney present with you
5 for that interview, and I encourage you to make sure
6 your attorney is present with you for that interview.

7 They'll conduct the interview and then do
8 further investigation in order to prepare a presentence
9 report. That's a report that will give me a lot of
10 information about your background, criminal history,
11 crime and other information that's helpful at the time
12 of sentencing.

13 That will also calculate the advisory sentencing
14 guidelines. Those are guidelines that help the Court
15 determine what an appropriate sentence is in your case.

16 Now, your lawyer might have calculated what he
17 believes the guideline range will be or others may have
18 told you what it is. None of that's binding on the
19 Court.

20 I will not determine the guideline range in your
21 case until after the presentence report is issued, your
22 lawyer and the Government's lawyer have a chance to
23 object to it, I rule on those objections, and then at
24 the time of sentencing I'll determine the guideline
25 range.

1 Do you understand as we sit here today the Court
2 does not know what the guideline range will be and has
3 not established what it will be?

4 THE DEFENDANT: Yes, I do.

5 THE COURT: Do you also understand that the
6 Court can impose a sentence above the guideline range,
7 as high as the maximum sentence I told you about, or
8 the Court can impose a below-guideline sentence but
9 cannot impose a sentence that is less than 15 years of
10 imprisonment? Do you understand that as well?

11 THE DEFENDANT: Yes, I do.

12 THE COURT: Do you also understand that as part
13 of your plea agreement you agreed to waive any right to
14 appeal the sentence the Court imposes?

15 Do you understand you've waived your right to
16 appeal the sentence if the Court imposes a sentence
17 that's within the guideline range?

18 THE DEFENDANT: Yes, I do.

19 THE COURT: Or below the guideline range? And
20 then do you understand in Federal Court where we are
21 today that parole has been abolished; that is, as of
22 today, there's no right to apply for parole in the
23 federal system? Do you understand that as well?

24 THE DEFENDANT: I do.

25 THE COURT: I'm going to ask Mr. Vilker now to

1 tell us what the elements of each of the nine counts
2 are. Again, I remind you they'd have to prove each and
3 every one of these elements beyond a reasonable doubt
4 for you to be found guilty of any or all of the
5 charges.

6 Then I'm going to ask him to tell us what facts
7 the Government would prove if this case were to go to
8 trial. Mr. Goodman, I want you to pay particular
9 attention to the facts because at the end of it, I'm
10 going to ask you if you admit the facts as stated by
11 the Government as true. Okay?

12 THE DEFENDANT: Okay.

13 THE COURT: Great. Mr. Vilker.

14 MR. VILKER: Thank you, your Honor. The
15 elements for Counts I through VIII, which is the sexual
16 exploitation of a minor, production of child
17 pornography counts, are as follows:

18 First, that the Defendant employed, used,
19 persuaded, induced, enticed or coerced the victim
20 identified in each count to take part in sexually
21 explicit conduct for the purpose of producing a visual
22 depiction of such conduct; two, that at that time the
23 victim was a minor; and three, that the visual
24 depiction was produced using materials that had been
25 mailed, shipped or transported across state lines or in

1 foreign commerce by any means, including by computer.

2 The elements for Count IX, possession of child
3 pornography, are as follow: First, that the Defendant
4 knowingly possessed one or more matters which contained
5 any visual depiction of a minor engaged in sexually
6 explicit conduct; second, that such visual depiction
7 had been mailed, shipped or transported in interstate
8 or foreign commerce by any means, including by
9 computer, or was produced using materials which had
10 been mailed, shipped or transported in interstate
11 commerce; third, that the production of the visual
12 depiction involved the use of a minor engaged in
13 sexually explicit conduct and the visual depiction was
14 of such conduct; and fourth, that the Defendant knew
15 that the visual depiction involved the use of a minor
16 engaged in sexually explicit conduct.

17 The facts of the case, your Honor, are as
18 follows: On May 17th of 2018, the North Kingstown
19 Police Department went to Electric Boat in North
20 Kingstown, Rhode Island, following a report of
21 suspected child pornography located on an Electric Boat
22 employee's cellular telephone.

23 The employee, this Defendant, Thomas Goodman,
24 had his phone confiscated by his supervisor and then
25 searched by Electric Boat security as Mr. Goodman was

1 using his phone on the property against company policy,
2 his personal phone.

3 While conducting the search of the phone, an
4 Electric Boat security officer located a vast quantity
5 of photographs of young girls who were nude and
6 displaying their genitals, including what appeared to
7 the security guard to be Mr. Goodman's nude children.

8 The security officer turned the phone over --

9 THE COURT: Mr. Vilker, did you say new or nude?

10 MR. VILKER: Nude.

11 THE COURT: Thank you.

12 MR. VILKER: The security officer turned the
13 phone over to Detective Jarvis of the North Kingstown
14 Police Department. Detective Jarvis immediately
15 noticed that the gallery application was open, and
16 there he observed several images of nude prepubescent
17 girls graphically displaying their genitals.

18 After learning that Mr. Goodman at the time was
19 at Rhode Island Hospital, detectives with the Internet
20 Crimes Against Children Task Force went to the hospital
21 to speak with him.

22 After providing Mr. Goodman with his Miranda
23 rights, the detectives took a recorded statement. In
24 this statement, Mr. Goodman admitted to molesting Minor
25 Victim 1, his daughter who is now 17 years old, at his

1 home in Warwick, Rhode Island.

2 On May 17th, that same day, officers obtained a
3 warrant to search Defendant's iPhone. On the iPhone
4 officers found thousands of images of prepubescent
5 minors engaged in sexually explicit conduct.

6 Officers also located within the phone at least
7 three photos involving the graphic display of the
8 genitalia of two minor females that had been positively
9 identified as Minor Victim 1, his daughter, and Minor
10 Victim 2, a daughter of a family friend who is now age
11 17. The photos appeared to have been taken years
12 before.

13 After being placed under arrest on that same
14 day, Mr. Goodman was transported from Rhode Island
15 Hospital to the State Police headquarters in Scituate.
16 After again being read his Miranda rights, the
17 Defendant agreed to provide a recorded statement.

18 Defendant admitted in substance and in part that
19 he possessed child pornography on his phone, his home
20 computer and on an external hard drive. He also
21 admitted to distributing images of child pornography to
22 others over the internet.

23 He admitted to having sexual contact, including
24 intercourse, with Minor Victim 1 from when she was 8 to
25 12 years old. He admitted to sexual contact with Minor

1 Victim 2 to include oral sex from the time that she was
2 approximately 10 to 11 years old.

3 Mr. Goodman admitted to inappropriate sexual
4 contact with Minor Victim 3, another of his daughters
5 who is currently two years old, including penetration
6 involving a thermometer.

7 Mr. Goodman also stated that the officers would
8 find approximately 50 images and three videos on the
9 external hard drive at his house that were of Minor
10 Victims 1 and 2, including images of Goodman engaged in
11 sexual contact with Minor Victims 1 and 2.

12 On May 17th of 2018, law enforcement officers
13 obtained a warrant to search the home of Mr. Goodman on
14 West Shore Road in Warwick. Multiple items were seized
15 at that location, including numerous electronic storage
16 devices.

17 Officers there interviewed the wife of Defendant
18 Goodman and Minor Victim 1 who both positively
19 identified the individuals in the aforementioned photos
20 as Minor Victims 1 and 2.

21 A forensic review of the electronic equipment
22 seized from Defendant's house revealed the following:
23 First, approximately 7,800 images and 370 videos of
24 child pornography were located, including infants and
25 toddlers engaged in sexual acts.

1 Second, approximately 60 images and four videos
2 of child pornography were found depicting Minor
3 Victim 1. These images depict the lascivious depiction
4 of genitals and Minor Victim 1 engaged in sexual acts
5 with an adult male.

6 The images were created during the period of
7 September 26th, 2007, to November 3rd, 2013, when Minor
8 Victim 1 was between the ages of 6 and 12.

9 Approximately -- also were found approximately
10 40 images and four videos of child pornography
11 depicting Minor Victim 2, who as I mentioned was the
12 daughter of a family friend.

13 These depict the lascivious depiction of
14 genitals and Minor Victim 2 engaged in sexual acts with
15 an adult male, including oral sex. These images were
16 created between December 19th, 2007, and November 26th,
17 2010, when Minor Victim 2 was between the ages of 6 and
18 9.

19 Third, approximately 35 images and 50 videos of
20 child pornography involving Minor Victim 3, another of
21 Defendant's daughters, was created between August 30th
22 of 2016 and February 23rd, 2018, when Minor Victim 3
23 was between the age of three weeks old to
24 one-and-a-half years old. These images depict the
25 graphic and lascivious exhibition of Minor Victim 3's

1 genitals as well as sexual acts being performed on
2 Minor Victim 3, including a thermometer being inserted
3 into her genitals and an adult male's hands touching
4 her genitals.

5 Fourth, four voyeuristic videos of child
6 pornography of Minor Victim 4 that were found that were
7 created between June and August of 2010 when Minor
8 Victim 4 was 11 years old.

9 These videos depict Minor Victim 4's genitals as
10 she's undressing and entering and exiting the shower.
11 Mr. Goodman is seen in these videos at the beginning of
12 them setting up the camera and hiding it.

13 Those are the facts of the case, your Honor.

14 THE COURT: Mr. Vilker, can you just -- I didn't
15 until the very end catch it, but I just want to make
16 sure that each of the dates which seem to form the
17 basis of the separate Counts I through VIII, can we
18 just make sure that there are facts as to each of those
19 dates stated.

20 MR. VILKER: Yes, your Honor.

21 THE COURT: If you know what I mean.

22 MR. VILKER: On Count I, there was -- on
23 December 19th, 2007, Mr. Goodman produced a video of
24 Minor Victim 1 engaged in sexual conduct.

25 On April 20th of 2013, Mr. Goodman produced a

1 video of Minor Victim 1 engaged in sexually explicit
2 conduct.

3 On December 19th, 2007, Mr. Goodman produced a
4 photo or a video of Minor Victim 2 engaged in sexually
5 explicit conduct.

6 On June 9th, 2010, Mr. Goodman produced an
7 image, a video or a photograph, of Minor Victim 2
8 engaged in sexually explicit conduct.

9 On October 8th of 2016, Mr. Goodman produced an
10 image or video of Minor Victim 3 engaged in sexually
11 explicit conduct.

12 On September 23rd of 2017, Mr. Goodman produced
13 a video or an image of Minor Victim 3 engaged in
14 sexually explicit conduct.

15 On June 20th of 2010, Mr. Goodman produced an
16 image of Minor Victim 4 engaged in sexually explicit
17 conduct, specifically the lascivious display of
18 genitals.

19 In Count VIII, it shows -- it states that on
20 August 8th, 2010, Mr. Goodman produced an image or a
21 video of Minor Victim 4 engaged in sexually explicit
22 conduct.

23 THE COURT: Thank you, Mr. Vilker. I appreciate
24 that.

25 Mr. Goodman, you heard the elements of the

1 charges the Government has brought against you. I
2 again remind you they'd have to prove each and every
3 one of those elements beyond a reasonable doubt for you
4 to be found guilty of any or all of those charges.

5 You also heard the facts the Government would
6 prove if this case were to go to trial. Do you admit
7 the facts as stated by the Government as true?

8 THE DEFENDANT: I do.

9 THE COURT: Mr. Goodman, before I ask you about
10 your change of plea, do you have any questions for the
11 Court or did you want to discuss any matter with your
12 attorney?

13 THE DEFENDANT: No.

14 THE COURT: How do you now plead to the
15 nine-count Information brought against you, guilty or
16 not guilty?

17 THE DEFENDANT: Guilty.

18 THE COURT: This Court has heard from the
19 Government the evidence it would present if this matter
20 were to go to trial. The Court has questioned the
21 Defendant regarding his understanding of the nature of
22 the proceedings and the consequences of entering a plea
23 of guilty to the charges.

24 It is, therefore, the finding of this Court in
25 the case of the United States versus Thomas Goodman

1 that the Defendant is fully competent and capable of
2 entering an informed plea, that the Defendant is aware
3 of the nature of the charges and the consequences of
4 the plea and that the plea of guilty is a knowing and
5 voluntary plea supported by an independent basis in
6 fact containing each of the essential elements of the
7 charges; and, therefore, the plea is accepted, and the
8 Defendant is now adjudged guilty of those offenses.

11 Mr. Vilker, anything further for the Government?

12 MR. VILKER: No, your Honor. Thank you.

13 THE COURT: Mr. Dawson, anything further for
14 Mr. Goodman?

15 | MR. DAWSON: None. Thank you, your Honor.

16 | THE COURT: Great. We'll stand adjourned.

17 | (Adjourned)

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C E R T I F I C A T I O N

I, Karen M. Wischnowsky, RPR-RMR-CRR, do hereby certify that the foregoing pages are a true and accurate transcription of my stenographic notes in the above-entitled case.

July 23, 2019

Date

/s/ Karen M. Wischnowsky

Karen M. Wischnowsky, RPR-RMR-CRR
Federal Official Court Reporter